

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House  
(317) 232-9855

**FISCAL IMPACT STATEMENT**

**LS 6360**

**BILL NUMBER:** HB 1150

**DATE PREPARED:** Dec 18, 1998

**BILL AMENDED:**

**SUBJECT:** Court officer salaries.

**FISCAL ANALYST:** Susan Preble

**PHONE NUMBER:** 232-9867

**FUNDS AFFECTED:** X GENERAL  
DEDICATED  
FEDERAL

**IMPACT:** State & Local

STATE IMPACT	FY 1999	FY 2000	FY 2001
State Revenues			
State Expenditures		5,055,381	5,055,381
Net Increase (Decrease)		(5,055,381)	(5,055,381)

**Summary of Legislation:** This bill increases the total annual salary and related benefits for each:

- (1) full-time judge of a circuit, superior, municipal, county, or probate court;
- (2) justice of the supreme court of Indiana;
- (3) judge of the court of appeals of Indiana;
- (4) full-time magistrate appointed under IC 33-4-7;
- (5) prosecuting attorney; and
- (6) deputy prosecuting attorney.

It also eliminates the authority of a county to provide a supplemental salary to a judge. (The introduced version of this bill was prepared by the Commission on Courts.)

**Effective Date:** July 1, 1999.

**Explanation of State Expenditures:** As the table below illustrates, this bill will increase state expenditures by an estimated \$5,055,381 [\$3,684,513 + \$1,370,868] each fiscal year.

<b>Court Officers</b>	<b># of Officers</b>	<b>Current Salary</b>	<b>New Salary</b>	<b>Total Cost</b>
Supreme Court Justices	5	\$115,000	\$124,000	\$45,000
Appellate & Tax Court Judges	16	\$110,000	\$119,000	\$144,000
Trial Court Judges	292	\$90,000	\$99,000	\$2,628,000
Magistrates	33	\$72,000	\$79,200	\$237,600
Juvenile Magistrates*	16	\$30,607	\$37,807	\$115,200
Fringe Benefits				<u>\$514,713</u>
<b>Total</b>	<b>362</b>			<b><u>\$3,684,513</u></b>
<b>Prosecuting Attorneys</b>	<b># of Officers</b>	<b>Current Salary</b>	<b>New Salary</b>	<b>Total Cost</b>
Full-time prosecuting atty	58	\$90,000	\$99,000	\$522,000
Part-time @ 66% prosecuting atty	12	\$59,400	\$65,340	\$71,280
Part-time @ 60% prosecuting atty	18	\$54,000	\$59,400	\$97,200
Full-time deputy prosecuting atty	54	\$67,500	\$74,250	\$364,500
Part-time @ 66% deputy atty	32	\$44,550	\$49,005	\$142,560
Part-time @ 60% deputy atty	22	\$40,500	\$44,550	\$89,100
Fringe Benefits				<u>\$84,228</u>
<b>Total</b>	<b>196</b>			<b><u>\$1,370,868</u></b>
<b>Grand Total</b>	<b>558</b>			<b><u>\$5,055,381</u></b>
*Juvenile magistrates are paid \$72,000 annually. By statute, \$30,607 is paid by the state and the remaining \$41,393 is paid by the county.				

The salary increases for all the justices, judges and magistrates will increase state expenditures by \$3,684,513 (additional salary and benefits).

The salary increases for all the prosecuting and deputy prosecuting attorneys will increase state expenditures by \$1,370,868 (additional salary and benefits). This figure does not take into account the possibility that some part-time prosecuting attorneys may seek conversion to full-time status as a result of the increased salary.

Additional spreadsheet information is available at the Legislative Services Agency upon request.

### **Explanation of State Revenues:**

**Explanation of Local Expenditures:** By eliminating the supplemental salary, expenditures will decrease for those counties which currently pay supplements to trial court judges. The decision to pay a supplement is made at the county level and can be any amount, up to a maximum of \$5,000. In 1997, 57 of 92 counties paid a total of \$1,021,287 in county supplements to Indiana trial court judges. The remaining 35 counties

paid no supplements.

**Explanation of Local Revenues:**

**State Agencies Affected:** Supreme Court; Court of Appeals; Tax Court.

**Local Agencies Affected:** Trial courts; counties currently paying supplements to judges in courts of record; trial courts.

**Information Sources:** 1997 Indiana Judicial Report, Vol. III., pp.1-35; Division of State Court Administration.